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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

KARL D. CHROMY,)
)
Plaintiff,)
)
v.)
)
JO ANNE BARNHART, Commissioner of)
Social Security,)
)
Defendant.)
_____)

Civil No. 04-1771-HU

O R D E R

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KING, Judge:

The Honorable Dennis Hubel, United States Magistrate Judge, filed Findings and Recommendation on March 20, 2006. Plaintiff filed timely objections to the Findings and Recommendation. When either party objects to any portion of a magistrate's Findings and Recommendation, the district court must make a de novo determination of that portion of the magistrate's report. 28 U.S.C. § 636(b)(1); McDonnell Douglas Corp. v. Commodore Business Machines, Inc., 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982). The matter is before this court pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b).

This court has, therefore, given de novo review of the rulings of Magistrate Judge Hubel. This court ADOPTS the Findings and Recommendation of Magistrate Judge Hubel dated March 20, 2006 in its entirety.

IT IS HEREBY ORDERED that the Commissioner's Motion to Dismiss for Lack of Subject Matter Jurisdiction (#7) is granted. This action is dismissed with prejudice.

DATED this 27 day of April, 2006.


GARR M. KING
United States District Judge